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ATTN: APPLICATION BRANCH

# THIS IS A RESPONSE TO A NOTICE TO FILE MISSING PARTS OF AN APPLICATION

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Re:

Inventor:

Shinzo OHKUBO et al

Serial No:

09/825,952

Filed:

April 5, 2001

For:

MULTICAST SIGNAL TRANSMISSION POWER CONTROL

METHOD AND BASE STATION USING THE SAME

SIR:

Attached hereto for filing are the following papers:

Notice to File Missing Parts Filing of Declaration/Declaration

Our check in the amount of \$0.00 is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 CFR 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Marvin J. Spivak

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Docket No. 205525US-2

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Fax. (703) 413-2220 (OSMMN 10/98) Docket No.

205525US-2

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Shinzo OHKUBO et al

SERIAL NUMBER: 09/825,952

ATTN: APPLICATION BRANCH

FILE OF ETE:

April 5, 2001

MULTICAST SIGNAL TRANSMISSION POWER CONTROL METHOD AND BASE STATION

USING THE SAME

## FILING OF DECLARATION UNDER 37 CFR 1.53(f)

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated May 18, 2001, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

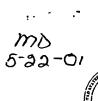
In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

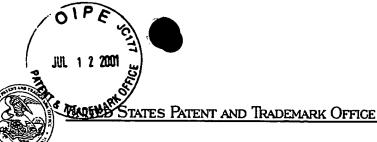
Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

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COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspta.gov

APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER 09/825,952 04/05/2001 Shinzo Ohkubo 205525US2

**CONFIRMATION NO. 5592** 

**FORMALITIES LETTER** OC000000006090072\*

22850 **OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC FOURTH FLOOR** 1755 JEFFERSON DAVIS HIGHWAY ARLINGTON, VA 22202

DD 7-18-01

Date Mailed: 05/18/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

 The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

MAY 2 2 2001

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.